Fraser City Council - Regular Meeting
Thursday – February 12, 2015 - 7:00 P.M.
Municipal Building

A Regular Meeting of the Fraser City Council was conducted on the above date at the City Municipal Building, located at 33000 Garfield Road, Fraser, County of Macomb, Michigan.

Present: Mayor Hagerty and Council Members Accavitti, Carnagie, Cilluffo, Hemelberg, and Jennings
Absent: Council Member Morelli
Also Present: Richard Haberman, City Manager
Kathy Kacanowski, City Clerk
Jack Dolan, City Attorney

1. **Call Meeting to Order** - Mayor Hagerty called the regular meeting to order at 7:00 p.m.

2. **Pledge of Allegiance**

3. **Approval of Agenda**

Mayor Hagerty moved, seconded by Member Cilluffo, TO INCLUDE AN UPDATE OF THE BOUNDLESS PARK PROJECT UNDER 8a OLD BUSINESS.

The motion carried 6-0

Mayor Hagerty moved, seconded by Member Cilluffo, TO ADD 9c TO SET A DATE TO INTERVIEW CANDIDATES FOR THE FINANCE DIRECTOR POSITION

The motion carried 6-0

Member Accavitti moved, seconded by Member Carnagie, TO APPROVE THE AGENDA AS AMENDED.

The motion carried 6-0

4. **Citizen Participation on Agenda Items** - none

5. **Public Hearings** - none

6. **Presentations**

Councilmember Carnagie, along with Paid on Call Firefighters Tom Collins and Brandon Kelley, presented a check to Vania Apps, President of the Fraser First Booster Club. The $3,500 check is to be used toward the fire truck at the boundless park.

Ms. Apps provided an update on the progress of the park and supplied copies of their new brochure and car decals.

7. **Consent Agenda**

Member Hemelberg inquired whether any other applications had been received for the Parks and Recreation Commission or Planning Commission. He was advised there were no new applications. Manager Haberman noted 7d should be a reappointment of Linda Stonebreaker to the Parks and Recreation Commission instead of appointment.

Member Cilluffo moved, seconded by Member Carnagie, to APPROVE THE CONSENT AGENDA ITEMS AS PRESENTED.

a) Approval of Minutes of the Regular Council Meeting of January 8, 2015

b) Approval of Bills for the Month of January 2015 in the amount of $886,750.60
c) Re-appointment of Arger Cecil to the Board of Review with term to expire December 31, 2016.
d) Re-appointment of Linda Stonebreaker to the Parks and Recreation Commission with term to expire December 31, 2017. **
e) Re-appointment of Delores Laramie, Vincent Calabrese and Kent Stonebreaker to the Planning Commission with terms to expire December 31, 2017.
f) Receive and file minutes of January 7, 2015 Planning Commission meeting.
g) Receive and file minutes of the November 5, 2014 Parks and Recreation Commission meeting.
h) Receive and file minutes of the December 2, 2014 Parks and Recreation Commission meeting.
i) Receive and file minutes of the January 6, 2015 Parks and Recreation Commission meeting.

The motion carried 6-0.

8. Old Business

a. Update on Barrier Free Park project. Fraser First Booster Club President, Vania Apps, explained the cost of the project is $650,000 and $250,000 is needed to finish the major play equipment. They are hoping to get the parking area completed with sponsorships as this was not included in the grant money. Cost is $1,500 for each parking space and there are 54 spaces in the south portion. They should know by June or July if the grant money will be available and the project will then move forward. Mayor Hagerty voiced concern that the project is stalled until summer and Manager Haberman explained the city cannot loan money until grant money is received.

b. Manager Haberman explained benefits of a mini audit, advised Council that the transfer to MERS is a tedious process but we are on schedule and continuing the process, and spoke of the financial performance for the first half of the fiscal year. He expects an increase in court revenues during the first part of the calendar year and spoke of retiree health care costs. He stated he will suggest the current pre-65 retirees be provided the same plan as our active employees.

Mayor Hagerty voiced concern that the audit revealed a shortfall that Council was not aware of and discussion ensued relative to budget versus fund balance and improvement in communication.

Member Carnagie inquired whether the addition of a second code enforcement officer has improved revenues and Manager Haberman will review numbers to see the benefits.

b. Attorney Dolan provided an update on the Almeda University case. He stated the judge found this was not an accredited university but an appeal was filed.

c. Manager Haberman provided an update on the sale of bonds for road improvements, AMI metering system progress and the Utica (14 Mile to Groesbeck) water line project.

d. Master Plan is being updated one chapter at a time, they are currently on chapter 4, and material is being submitted monthly to Council.

9. Requests For Council Action

a. Request Council discusses amendments to the City of Fraser's solicitation ordinance.

As noted at the last meeting, Member Jennings stated our door to door solicitation ordinance does not currently have time restrictions and there is concern that individuals are soliciting after dark. In response, Attorney Dolan provided Council with potential ordinance revisions including no soliciting before 8am weekdays, 9am weekends and after sunset or 8pm, whichever is earlier.

Member Jennings moved, seconded by Member Cilluffo, TO DIRECT THE CITY ATTORNEY TO PREPARE AN ORDINANCE FOR PEDDLING AND SOLICITING DOOR TO DOOR BASED ON HIS LETTER OF POTENTIAL REVISIONS.

The motion carried 6-0.

b. Update from Council Rules Revision Committee

Mayor Hagerty requested an update on the progress of this committee. Member Jennings stated she would prefer the committee be allowed to move forward with review of the information instead of providing monthly updates. Unless there are items that need to be brought forth sooner, once the research is concluded it will be brought to Council in June.

c. Request Council set date for a special meeting to interview candidates for the Finance Director/Treasurer position.

Member Cilluffo moved, seconded by Member Carnagie, TO SCHEDULE A SPECIAL MEETING FOR WEDNESDAY, FEBRUARY 18, 2015 AT 7PM TO INTERVIEW TWO CANDIDATES FOR THE FINANCE DIRECTOR / TREASURER POSITION.

The motion carried 6-0.

Member Hemelberg advised Council he will be in Wyoming for business on that date and will be unable to attend the meeting.

Mayor Hagerty noted some cities, such as New Baltimore, bring in a three person firm to do work a few days a week for $7500. Member Jennings stated she has spoken to auditors and these are just for bookkeeping purposes and would not fulfill the duties of a director. Mayor Hagerty suggested bringing in a firm for a presentation after the two interviews.

10. <u>Report of City Administration/Pending Items</u>

Manager Haberman stated he provided his report during Old Business.

11. <u>Report of Mayor and City Council/New Business</u>

Mayor and Council spoke on various topics.

12. <u>Citizen Participation</u>

Chris Meller, 18025 Breezeway, stated he was notified Ms. Stonebreaker was reappointed to the Parks and Recreation Commission under the consent agenda; however, the commission is still taking applications and she should not have been placed on the agenda yet.

Member Cilluffo moved, seconded by Member Carnagie, TO RECONSIDER THE VOTE ON THE CONSENT AGENDA.

The motion carried 6-0.

Member Hemelberg moved, seconded by Mayor Hagerty, TO REMOVE ITEM 7d PARKS AND RECREATION APPOINTMENT FROM THE CONSENT AGENDA AND TABLE THAT ITEM..

The motion carried 6-0.

Member Cilluffo moved, seconded by Member Carnagie, TO APPROVE THE CONSENT AGENDA AS AMENDED.**

The motion carried 6-0.

13 a. <u>Request Council Enter Into Closed Session</u> to review and discuss City Attorney written opinion regarding the sale of real property.

b. <u>Request Council Enter Into Closed Session</u> in accordance with Section 15.268 (8)(C) of the Michigan Open Meetings Act regarding the strategy for the City for upcoming collective bargaining negotiations.

Member Cilluffo moved, seconded by Member Carnagie, TO REVIEW AND DISCUSS CITY ATTORNEY WRITTEN OPINON REGARDING THE SALE OF REAL PROPERTY AND IN ACCORDANCE WITH SECTION 15.268(8)(C) OF THE MICHIGAN OPEN MEETINGS ACT REGARDING THE STRATEGY FOR THE CITY FOR UPCOMING COLLECTIVE BARGAINING NEGOTIATIONS.

A roll call vote was taken to enter into closed session at 9:20 p.m.

Accavitti - yes	Hemelberg - yes
Carnagie - yes	Jennings - yes
Cilluffo - yes	Morelli - absent
Hagerty - yes	

The motion carried 6-0

At this time, 10:25 p.m. the meeting reconvened.

14. <u>Adjournment</u>

Member Carnagie moved, seconded by Member Accavitti, to ADJOURN THE REGULAR COUNCIL MEETING OF THURSDAY, FEBRUARY 12, 2015 AT 10:26 P.M.

The motion carried 6-0

Respectfully submitted,

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Kathy Kacanowski, City Clerk

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Doug Hagerty, Mayor

/kk